

1 UNITED STATES BANKRUPTCY COURT
2 EASTERN DISTRICT OF CALIFORNIA

3 In re:)
4) Case No.
5)
6 Debtor(s).)
7 _____)
8 Plaintiff(s),) Adversary No.
9 vs.)
10)
11 Defendant(s).)
12 _____)

13
14 _____
15 It appears from the record that defendant(s) _____
16 _____ failed
17 to plead or otherwise defend in this proceeding as required by
18 law.

19 Therefore, default is entered against defendant(s)
20 _____
21 as authorized by Federal Rule of Civil Procedure 55 as
22 incorporated by Federal Rule of Bankruptcy Procedure 7055.

23 () Plaintiff(s) shall apply for a default judgment within
24 30 days of the date of this order. A "prove-up" hearing shall be
25 scheduled on the court's regular law and motion calendar on
26 notice to the defendant(s) pursuant to Local Rule 9014-1. The
27 request for default judgment may be supported by affidavit in
28 lieu of live testimony. Failure to comply with this order may
result in the imposition of sanctions pursuant to Fed.R.Civ.P.

1 16(f), including, without limitation, dismissal of this adversary
2 proceeding without further notice or hearing.

3 () Plaintiff(s) shall apply for a default judgment within
4 30 days of the date of this order. The motion shall be presented
5 ex parte and not set for hearing but shall be filed and served on
6 the defendant(s). The motion shall be supported by declarations
7 or affidavits or other admissible evidence establishing liability
8 and a right to the relief requested. A proposed "Default
9 Judgment" for the court's signature shall be lodged with the
10 motion. See Bankruptcy Rule 7055(b). Failure to comply with
11 this order may result in the imposition of sanctions pursuant to
12 Federal Rule of Civil Procedure 16(f) and 41(b), including,
13 without limitation, dismissal of this adversary proceeding
14 without further notice or hearing.

15 () Plaintiff(s) shall file supplemental declaration(s)
16 documenting the source of the address(es) used for service of
17 defendant(s).

18
19 Dated:

20
21 Richard Heltzel, Clerk
22 United States Bankruptcy Court
23

24 By: _____
25 Deputy Clerk
26
27
28